

Exhibit R



RESPIRATORY TESTING SERVICES, Inc.

4362 Midmost Dr., Suite A • Mobile, AL 36609 • (251) 341-0206

*faxed
7-23-02
bpc*

July 23, 2002

VIA FACSIMILE: 432-4074

COPY

Charles J. Fleming, Esquire
Post Office Box 1204
Mobile, AL 36633

RE: Fitzgerald

Dear Charlie,

Included along with this letter you will find a flight log documenting a trip made to Charlottesville, VA on July 25, 1997. This was my first meeting with Mike Fitzgerald. He had invited me to come for lunch and to present RTS's testing procedures. My pilot, Zac Johnson, also attended the presentation in which I outlined the way our screenings were held. At that time, the process included a full medical testing on site (mobile) with 2 views of x-rays read on site by a B-reader who would order a PFT, medical history and complete work history on patients showing any evidence of asbestosis. The price at that time was \$775.00 for positives and \$175.00 for negatives (\$75.00 for x-ray and \$100.00 for B-reader). The breakdown is as follows:

Dr.	\$ 250.00
PFT	225.00
X-ray	175.00
Sign-in/make appts.	125.00
	<u>\$ 775.00</u>

At that meeting (with Zac Johnson as a witness) Fitzgerald agreed this procedure was the best method by which to handle a screening.

I have also included a copy of some notes I found from a meeting I had with Mike Fitzgerald and Al Scadini in Branson, MO on August 26, 1999. These notes were confirmation of an earlier phone conversation I had with Mike Fitzgerald in May of 1999 detailing some changes in our previous agreement.

If you have any questions, please give me a call.

Sincerely,

Charles E. Foster, Sr.

CEFSr/bpc
Enclosures

MOB - Mobile, AL
 AHN - Athens, GA
 CHO - Charlottesville, VA
 PDK - Atlanta, GA
 MOB - Mobile, AL

Date: 7/25/97 Hobbs Finish: 1487.6
 Flight: MOB-AHN-CHO-PDK-MOB Hobbs Start: 1479.2
 Total Time: 8.4
 Oil L: Oil R:
 Fuel: MOB 50.0 gal @ \$2.19 = \$109.50 AHN 89.0 gal @ \$2.11 = \$187.89
 Squawks: CHO 92.6 gal @ \$2.18 = \$201.87 PDK 102.1 gal @ \$2.30 = \$234.83

AD SCIR... BRAYSON MO. 8-16-77

FITZGERALD'S MEETING

PHONE CALLS ON MAIL OUTS = ~~75~~ ⁷⁵ BECAUSE
WE HAVE A AVERAGE OF 4 PHONE CALLS PER
APPOINTMENT, ALSO WE DO 2 MAIL OUTS.

1.
SEE NOTE
#12

1 FOR ALL UNION MEMBERS, AND MAIL OUT
A APPOINTMENT LETTER TO EVERYONE THAT HAS
CALLED IN FOR APPOINTMENT AS A REMINDER

X 2.

~~PRICE ON SILICOSIS = 13500~~
~~POS. X-RAY ONLY 30000~~

PRICE ON NEG. = 20000 PD. WITH IN 10 DAYS

OR TASTING

PRICE ON POS. = 80000 WITH 20000

X 3.

~~PAY WITH IN 10 DAYS OR TASTING A BAL.~~
~~OR 60000 DUE 180 DAYS OR 6 MONTHS OF TEST~~
~~DATE~~

X 4.

~~1/2 OF TRAVEL EXPENSE ANYTHING OVER~~
~~500 MILES OF OUR MOBILE OFFICE~~
~~(PLANE FARE OR RENTAL CARS OR VANS)~~

X 5.

PAY FOR ALL SHIPPING OF X RAYS AND
MEDICALS

G.

PAY FOR ME/ EXPENSE TO GO TO THESE
PIPE TRADERS AND BUILDING TRADERS MEETINGS
TO SPEAK AT THEM

1/2 9. SPLIT THE COST OF ALL GIFTS
BY PIPE TRADES AND BUILDING TRADE
MENTING: GOLF BALLS - LETTER OPENERS
HATS & COFFEE CUPS & MUGS ETC.
DONATION TO SPONSOR CAMP TRAINING

✓ BURN BODY IS GOING TO ~~AT~~ ¹⁰⁰⁰⁰ ~~FULL TEST~~
ON ~~EVEN ONE~~ ~~OR~~ ²²⁵⁰⁰ ~~BY~~ ~~RAY~~ ~~PER~~
WITH ¹⁰⁰⁰⁰ ~~BARRAD~~ ON SITE AND THEN GOING
BACK WITH INTERNAL MEDICAL DR. TO
DO ^{PHYSICAL} ~~PHYSICALS~~ ¹²⁵⁰⁰ ON POS. OR FULL TEST
55000 ON POS. & NEG. WITH 15000 DUE
WHEN MEDICALS ARE DELIVERED AND 20000 DUE
IN 78000 AND 20000 BAL DUE IN ANOTHER
150 DAYS

9. I DONATE MONEY FOR GOLF HOLES
AND SOMETIMES HAVE TO SPONSOR PRESENT
THING SUCH AS GIFTS TO RAFFLE OFF
AT THESE CONVENTIONS. AND WE HAVE
ALL RECEIPTS

10 I TAKE UNION OFFICIALS AND THERE
STAFF OUT TO EAT AT THOSE
MEETING SUCH AS 500.00 PLUS, AT
COCO BEACH FLA. THE STAFF @ PIPE
FITTINGS CONVO. (N/H) WASH D.C. AND
PIPE BEACH CONVO. OVER 500.00 FOR
FOOD, LATE IN THE EVENING 300.00

11. INDO IN. GREEN MONEY + FOOD
APPROX 45000

✓
12. FOLDING LETTER WILL CUT COST ON MAIL
OUT BUT MOST OF THEM GET TROUSERS
IN TRASH BECAUSE PEOPLE THINK ITS JUNK
MAIL, ^{WE HAVE} OUR MAIL OUT BUILDERS PRINTED
! IMPORTED UNION INFORMATION!
INSIDE

13. WHEN AL OR CHUCK GETS US A CONTACT
WE PUT A LOT OF WORK AND TIME
IN PUTTING TOGETHER A TESTING

NOTES AGREED ON IN MAR / 1999
BY PHINE

DR.	225	250
PFT	175	225
XRAY	150	175
STATION	100	125
MAKER		
APPOINTMENTS	650	775

XRAY 075
B-READ 100

MR. FITZGERALD INVITED ME TO COME TO CHARLETTVILLE VA. FOR LUNCH AND TO PRESENT RT5'S TESTING PROCEDURES #4 AS PER OUR MEETING ON JULY 25TH 1997 IN CHARLETTVILLE VA. AFTER LUNCH I PRESENTED RT5'S SCREENING AT THAT TIME THAT INCLUDED A FULL MEDICAL TESTING ON SITE (MOBILE) WITH 2 VIEWS OF X-RAYS READ ON SITE BY A B-READER THAT WOULD ORDER A PFT ON PATIENTS THAT HAD EVIDENCE OF ASBESTOSIS. MEDICAL HISTORY A COMPLETE WORK HISTORY

Zac Johnson was pilot: was present when Fitz agreed this was best method

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Mobile, AL 36609
Phone (334)341-0206
Fax (334)341-0213

**Charles E. Foster Sr.
Respiratory Testing
Services, Inc.**

Fax

To: <u>Charlie Fleming</u>	From: <u>Bobbie</u>
Fax: <u>432-4074</u>	Pages: <u>6</u>
Phone:	Date: <u>7-23-02</u>
Re:	CC:
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<input type="checkbox"/> Urgent <input type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle	

• Comments: